

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

EXPRESS MOBILE, INC.,

Plaintiff,

v.

COALITION TECHNOLOGIES LLC,

Defendant.

Civil Action No. 2:16-cv-01413

JURY TRIAL DEMANDED

PLAINTIFF'S NOTICE OF DISMISSAL PURSUANT TO RULE 41(a)(1)(A)(i)

Plaintiff Express Mobile, Inc. hereby files this voluntary Notice of Dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i). According to Rule 41(a)(1)(A)(i), an action may be dismissed by the plaintiff without order of court by filing a notice of dismissal at any time before service by the adverse party of an answer. Defendant Coalition Technologies LLC has not yet answered the Complaint nor has Defendant served a motion to dismiss. Accordingly, Plaintiff voluntarily dismisses Defendant WITHOUT PREJUDICE pursuant to Rule 41(a)(1)(A)(i) with each party to bear its own costs, expenses, and attorneys' fees.

Dated: December 27, 2016

Respectfully submitted,

/s/ Robert Kiddie

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5 on December 27, 2016.

/s/ Robert Kiddie

Robert Kiddie